

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 5/4/12

IN RE WORLD TRADE CENTER DISASTER
SITE LITIGATION

21 MC100 (AKH)

IN RE LOWER MANHATTAN DISASTER
SITE LITIGATION

21MC102 (AKH)

IN RE COMBINED WORLD TRADE
CENTER AND LOWER MANHATTAN
DISASTER SITE LITIGATION

21MC103 (AKH)

*So Ordered,
W/out opp'n
5/4/12
[Signature]*

NOTICE OF MOTION FOR RELIEF: Dismissal of all claims and other related relief

PLEASE TAKE NOTICE that on a date to be determined by this Court, Plaintiffs as shall apply to the Honorable Alvin K. Hellerstein, United States District Judge, at the Southern District of New York located at 500 Pearl Street, New York, New York, Room 14-D for an Order seeking dismissals of all the claims against all defendants on all cases listed on Exhibit "A" annexed to the Declaration, pursuant to Federal Rule of Civil Procedure, Rule 41 (a) (2) and to have the Clerk of the Court so designate these cases as "dismissed" on the ECF system in their individual dockets. This dismissal is sought with prejudice and without costs. Further, an Order of the Court is sought with reference to those cases listed on Exhibit "B," (these cases already subject to a presumptive Order of Dismissal), annexed to the Declaration, pursuant to Federal Rule of Civil Procedure, Rule 41 (a) (2) and/or as otherwise the Court may direct, to formally dismiss these cases with prejudice and without costs, said cases having been presumptively dismissed pursuant to the following Orders: Order of the Court, "General Order Sua Sponte Dismissing Complaints" dated October 14, 2010 (Exhibit C); Endorsed Letter/Order of the Court, Patton Boggs, LLP, dated November 10, 2010 (Exhibit D); Endorsed Letter/Order

of the Court, Richard J. Katz, Esq., dated November 15, 2010 (Exhibit E); Endorsed Letter/Order of the Court, Worby Groner Edelman & Napoli Bern LLP, December 15, 2010 (Exhibit F); and Endorsed Letter/Order of the Court, Worby Groner Edelman & Napoli Bern LLP, January 20, 2011 (Exhibit G); and to have the Clerk so designate these cases as "dismissed" on the ECF system in their individual dockets.

PLEASE TAKE FURTHER NOTICE that in support of this motion, moving Plaintiff relies upon the attached Declaration of Robert A. Grochow and supporting Exhibits.

Dated: New York, New York
March 2, 2012

Gregory J. Cannata and Associates

By: 
Robert Grochow (RG1890)

Attorneys for Plaintiffs
233 Broadway, Floor 5
New York, New York 10271
Tel. (212) 553-9206
Fax (212) 227-4141

TO:
All Counsel and Defendants
Notice provided by ECF filing of this Motion

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE WORLD TRADE CENTER DISASTER
SITE LITIGATION

21 MC100 (AKH)

IN RE LOWER MANHATTAN DISASTER
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21MC102 (AKH)

IN RE COMBINED WORLD TRADE
CENTER AND LOWER MANHATTAN
DISASTER SITE LITIGATION

21MC103 (AKH)

**DECLARATION OF ROBERT A.
GROCHOW IN SUPPORT OF
PLAINTIFF'S MOTION TO DISMISS
AND OTHER RELIEF**

I, ROBERT A. GROCHOW, ESQ., being duly sworn, deposes and says:

1. I am Counsel for Plaintiffs identified on Exhibits "A" and Exhibit "B" annexed hereto. I submit this Declaration in support of the motion by Plaintiffs identified on Exhibit "A" seeking relief pursuant to the Federal Rules of Civil Procedure, dismissing all claims against all defendants for all Plaintiffs' actions as enumerated on the annexed Exhibit "A" and directing the Clerk to so designate same in the ECF system and in their individual dockets. Said dismissals to be with prejudice and without costs. These cases are not currently dismissed and remain "open" on the ECF system.

2. I further submit this Declaration in support of this motion by plaintiffs identified on Exhibit "B" seeking to have the Court, to the extent necessary, formally deem these cases "dismissed" with prejudice and without costs and to have the Clerk of the Court formally designate these cases as "dismissed" in their individual dockets in the ECF system. The cases identified on Exhibit "B" were previously subject to an Order of Dismissal presumptively dismissing those cases. However, the ECF system still shows these cases as open and there is no

indication of any Order of Dismissal in their respective individual dockets. These presumptive Orders of Dismissal above referenced are annexed as Exhibits: Order of the Court, "General Order Sua Sponte Dismissing Complaints" dated October 14, 2010 (Exhibit C) ; Endorsed Letter/Order of the Court, Patton Boggs, LLP, dated November 10, 2010 (Exhibit D); Endorsed Letter/Order of the Court, Richard J. Katz, Esq., dated November 15, 2010 (Exhibit E); Endorsed Letter/Order of the Court, Worby Groner Edelman & Napoli Bern LLP, December 15, 2010 (Exhibit F); and Endorsed Letter/Order of the Court, Worby Groner Edelman & Napoli Bern LLP, January 20, 2011 (Exhibit G). All Plaintiffs on Exhibit B appear on the list of cases attached to Exhibit C, Order of the Court, "General Order Sua Sponte Dismissing Complaints" dated January 14, 2010.

3. The applicable Rule under which Plaintiffs "A" and to an extent, Exhibit "B" seek the referenced dismissals is Rule 41 (a) (2), as cited below:

Rule 41. Dismissal of Actions

(a) VOLUNTARY DISMISSAL.

(1) *By the Plaintiff.*

(A) *Without a Court Order.* Subject to Rules 23(e), 23.1(c), 23.2, and 66 and any applicable federal statute, the plaintiff may dismiss an action without a court order by filing:

- (i) a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment; or
- (ii) a stipulation of dismissal signed by all parties who have appeared.

(B) *Effect.* Unless the notice or stipulation states otherwise, the dismissal is without prejudice. But if the plaintiff previously dismissed any federal- or state-court action based on or including the same claim, a notice of dismissal operates as adjudication on the merits.

(2) *By Court Order; Effect.* Except as provided in Rule 41(a)(1), an action may be dismissed at the plaintiff's request only by court order, on terms that the court considers proper. If a defendant has pleaded a counterclaim before being served with the plaintiff's motion to dismiss, the action may be dismissed over the defendant's objection only if the

counterclaim can remain pending for independent adjudication. Unless the order states otherwise, a dismissal under this paragraph (2) is without prejudice.

4. Plaintiffs are not proceeding under Section (a) (1) (A) in that answers have been served and, given the large number of defendants per action, a stipulation signed by all parties who have appeared in all the referenced actions is impractical. Plaintiffs instead are proceeding under Section (a) (2), seeking an Order of the Court.

5. The historical basis of the Motion is as follows: Plaintiffs with pending claims in the World Trade Center litigation, regardless of docket, should they have decided to apply to the World Trade Center Victim Compensation Fund, (the "Fund") and seek compensation, as a condition thereto, and prior to collecting an award from said Fund, must obtain a dismissal of all their underlying World Trade Center related claims. Prior to January 2, 2012, for the purposes of the Fund and pursuant to its Regulations, those plaintiffs were required to file a Notice to Withdraw or obtain an Order of Dismissal. All plaintiffs referenced herein on Exhibit "A" and Exhibit "B" have filed such a Notice to Withdraw. As a condition to obtaining payment from the Fund and to resolve all outstanding claims pending before this Court, they are now seeking an Order of Dismissal. Such requirements, above referenced, are detailed below.

6. Pursuant to 405(c)(3)(c) of the Zadroga Act, a plaintiff in a pending WTC-related litigation must withdraw from such pending civil actions by January 2, 2012 See Zadroga Act §202(f)(2)(ii); see also Final Rule: 2011 Victim Compensation Fund; 28 CFR Part 104 at 54126, Subpart F-Limitation, §104.61: Limitation on Civil Actions. When applying to the VCF, individuals must submit proof of filing with the Court of said Notice of Withdrawal or dismissal. Payment of the claim however, requires that the plaintiff obtain an Order of the Court confirming withdrawal and dismissal of all claims. See Special Master's Birnbaum's Frequently Asked

Questions, 7.5 at <http://www.vcf.gov//faq.html#wce5>. The actual Dismissal, for the purposes of the Fund can be subsequent to the above referenced January 2, 2012 deadline to withdraw.

7. So as not to prejudice the rights of the plaintiffs' applying to the Fund, from receiving and collecting an award from the Fund, dismissal is now sought.

8. Plaintiffs enumerated on the annexed Exhibit "A" are not currently dismissed and remain "open" in the ECF system. After extensive communication with our office, they have confirmed that they wish their cases dismissed with the full and complete understanding that such dismissal would permanently affect their rights and preclude them from continuing with the litigation or commencing same anew. One exception on Exhibit "A" is the case of Freddy Sanchez, 09cv2259(AKH) . In this instance, the plaintiff has been out of communication with our office for many years. Despite efforts to contact and locate the plaintiff, we are unable find or communicate with him. In the best interests of that plaintiff and in order to preserve some potential future ability at compensation through the Victim Compensation Fund, dismissal is sought. Certainly, his case would otherwise be dismissed should it remain on the docket. Plaintiffs enumerated on the annexed Exhibit "B" were already subject to a presumptive Order of Dismissal of this Court (Exhibit C-G, referenced above). However, their cases remain as "open" in the ECF system of this Court with no indication of Dismissal in their individual dockets.

9. An Order of dismissal at this time of all claims for each of the stated plaintiffs on Exhibit "A" and directing the Clerk to so indicate in their respective individual dockets, will: a) formally dismiss their claim, and b) provide that documentation necessary for those plaintiffs to be deemed eligible to collect an award from the Fund, should the fund deem them otherwise eligible and render an award. An Order directing the Clerk of the Court to designate the case as "dismissed" in their individual dockets of those cases on Exhibit "B" will: a) allow for the Clerk

of the Court to formally notate their individual ECF docket as “dismissed” and b) provide that documentation necessary for those plaintiffs to be deemed eligible to collect an award from the Fund, should the fund deem them otherwise eligible and render an award. In instances where multiple index numbers were purchased in commencing a claim against different parties, all index numbers are listed, as they appear as separate cases within the Court’s docket.

10. Plaintiffs cannot conceive of any prejudice to be asserted by any defendants in any of the actions and these Plaintiffs’ claims, will now be fully and totally dismissed, with prejudice and without costs and designated as such in the Court’s docket. Given that this is a voluntary action on behalf of the plaintiffs, it is asserted that no costs should attach to the plaintiffs in their dismissals.

11. No prior application for the said relief has been previously made.

12. Plaintiffs do not anticipate any opposition to this relief although notice and service of same is being provided as a function of the ECF filing of this instant application across all relevant dockets.

13. I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge and ability.

Dated: New York, New York
March 2, 2012

Gregory J. Cannata and Associates

By: 

Robert Grochow

Attorneys for Plaintiffs

233 Broadway, Floor 5

New York, New York 10271

Tel. (212) 553-9206

Fax (212) 227-4141

Exhibit A

Cannata/Grochow: Not Dismissed and Open on ECF

Docket	Plaintiff	Index Number
100	Asher, Thomas	05-cv-1294
102	Bienduga, Dariusz	09-cv-7711
102	Cardenas, Maria	08-cv-6810
100	CHERYL WHITE GRIER DUKES, AS ADMINISTRATOR OF THE GOODS, CHATTELS AND CREDITS OF RALPH DUKES, DECEASED	09-cv-8028
102	Chomyszak, Jeffery	05-cv-8653
102	Concepcion, Yaritza	10-cv-6866
100	Covan, William	10-cv-6715
100	Directie, Waldemar	10-cv-4225
100	Directie, Waldemar	10-cv-6909
100	Duclerc, Louis	10-cv-4224
100	Fogarty, Kevin	05-cv-8458
102	Garcia, Sandra	09-cv-2817
102	Garner, Allen	10-cv-6861
102	Gorea, John	05-cv-8651
100	Gorglione, Frank	10-cv-6722
100	Gorglione, Frank	06-cv-6360
103	Grant, Jerkida	10-cv-5616
103	Haughton, Richard	10-cv-6881
102	Hernandez, Balbino	08-cv-10150
100	Howell, Deveret	10-cv-6721
102	Jozon, Jerzy	05-cv-2666
100	Kempler, Roy	10-cv-6718
100	Kirkland, Quentin	10-cv-6714
100	Komar, Dennis	10-cv-6720
102	Kurkowski, Janusz	06-cv-5290
100	LESLIE LOGAN AS ADMINISTRATRIX OF THE GOODS, CHATTELS, AND CREDITS OF BRAD JOSEPH BONAPARTE, DECEASED	10-cv-8896
102	Markut, Roman	05-cv-1927
100	McDevitt, Kevin	10-cv-6712
100	McKinney, Fain	10-cv-4222
100	Montalto, Dominick	09-cv-3522
100	Murphy, Charles	09-cv-5232
102	Muszak, Aleksandra	06-cv-5334
100	Persichilli, Mario	10-cv-4223
100	Portilla, Jesus	10-cv-6917
100	Portilla, Jesus	05-cv-2445
100	Portilla, Jesus (Ortho)	10-cv-5248
100	Rabito, Joseph	10-cv-6713
100	Rilley, Dennis	10-cv-6717
100	Rothman, Mark	10-cv-6719
102	Sanchez, Freddy	09-cv-2259
100	Sobral, Jose	08-cv-3426
100	Sontz, David	08-cv-3128
102	Szymik, Henryk	07-cv-11293

Cannata/Grochow: Not Dismissed and Open on ECF

102	Usewicz, Zdzislaw	06-cv-15104
102	Vaca, Jose	06-cv-5339
102	Valdez, Rafael	05-cv-1092
100	Voce, Gregory M.	05-cv-2444
100	Voce, Gregory M.	06-cv-8568
102	Welenc, Jan	08-cv-6806

Exhibit B

Cannata/Grochow Presumptively Dismissed Cases however still "Open" on ECF

Docket	Plaintiff	Index Number
100	Arnold, Willie	10 cv 6845
100	Asher, Thomas	10 cv 6925
100	Bergmann, Richard	10 cv 6846
100	Bernhardt, Gregory	10 cv 6847
100	CHERYL WHITE GRIER DUKES, AS ADMINISTRATOR OF THE GOODS, CHATELS AND CREDITS OF RALPH DUKES, DECEASED	10 cv 6912
100	Childs, Michael	10 cv 6848
100	Daniel, Robert	10 cv 6849
100	Dougherty, Denise	10 cv 6850
100	Duclerc, Louis	10 cv 6911
100	Duffy, John	10 cv 6851
100	Fogarty, Kevin	10 cv 6913
100	Golden, Michael	10 cv 6853
100	Goodenough, Walter	10 cv 6854
100	Grant, Larry	10 cv 6855
100	Johnson, Louise Egbert	10 cv 6852
100	Khan, Shaikat	10 cv 6857
100	LESLIE LOGAN AS ADMINISTRATRIX OF THE GOODS, CHATELS, AND CREDITS OF BRAD JOSEPH BONAPARTE, DECEASED	10 cv 6880
100	Louro, Anthony	10 cv 6842
100	Manley, Cyrus	10 cv 6844
100	McGinty, Ryan	10 cv 6794
100	McKinney, Fain	10 cv 6914
100	Murphy, Charles	10 cv 6915
100	Ortiz, Jose	10 cv 6795
100	Panchal, Sanjiv	10 cv 6796
100	Partee, Derek	10 cv 6798
100	Paschette, Michael	10 cv 6799
100	Persichilli, Mario	10 cv 6916
100	Rivera, Jose	10 cv 6800
100	Rodgers, Daniel	10 cv 6801
100	Scarazzini, Gregory	10 cv 6802
100	Scotti, James	10 cv 6803
100	Serrone, Robert	10 cv 6804
100	Snopkowski, Kenneth	10 cv 6805
100	Sobral, Jose	10 cv 6918
100	Sontz, David	10 cv 6919
100	Tagney, Christopher	10 cv 6807
100	Tucker III, Frank	10 cv 6808
100	Voce, Gregory M.	10 cv 6920
100	Warrington, Robert	10 cv 6809

Exhibit C

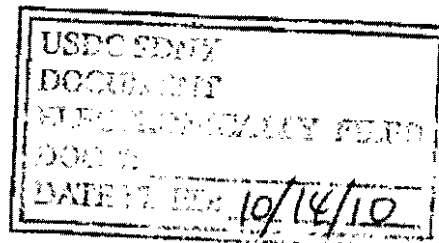
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK----- X
IN RE WORLD TRADE CENTER DISASTER :
SITE LITIGATION :**GENERAL ORDER SUA SPONTE**
DISMISSING COMPLAINTS

: 21 MC 100 (AKH)

IN RE LOWER MANHATTAN DISASTER :
SITE LITIGATION :

: 21 MC 102

: 21 MC 103

IN RE COMBINED WORLD TRADE CENTER :
AND LOWER MANHATTAN DISASTER SITE :
LITIGATION :
----- X

ALVIN K. HELLERSTEIN, U.S.D.J.:

Over the last several weeks, approximately three hundred new complaints have been filed in the above-captioned master calendars. I recently held that three of these complaints are deficient under Federal Rule of Civil Procedure 8. Order Sua Sponte Dismissing Complaint, Roullier v. City of New York, 10 Civ. 6984 (21 MC 100), Doc. No. 2203 (S.D.N.Y. Oct. 4, 2010); Order Sua Sponte Dismissing Check-Off Complaint without Prejudice, O'Donnell v. City of New York, 10 Civ. 6824 (21 MC 100), Doc. No. 2184 (S.D.N.Y. Sept. 21, 2010); Order Sua Sponte Dismissing Pro-Forma Complaint without Prejudice, Penafiel v. City of New York, 10 Civ. 6812 (21 MC 102), Doc. No. 3857 (S.D.N.Y. Sept. 21, 2010). I elaborated on the reasons these complaints are deficient in a recent order denying reconsideration. Order Denying Reconsideration of Orders Dismissing Check-Off and Pro-Forma Complaints, 21 MC 100, Doc. No. 2202 (S.D.N.Y. Sept. 29, 2010).

The three dismissed complaints appear to be representative of all other recently filed complaints. The recently filed complaints were filed by the same counsel, in similar

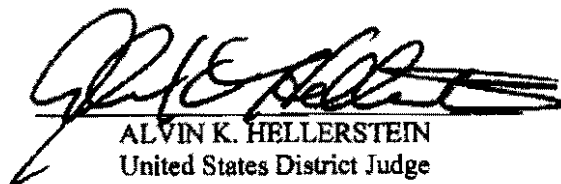
format. For the reasons already provided in my previous orders, these complaints also fail to comply with Federal Rule of Civil Procedure 8 and are therefore dismissed. As with the other orders, these dismissals are without prejudice to filing amended complaints. Plaintiffs in these cases have thirty days to amend and file complaints sufficient under Rule 8. A schedule of the dismissed complaints is attached.

All counsel and parties should know there is little, if any, justification for form complaints. It is now nine years after the events of September 11, 2001. Counsel who are submitting these defective complaints are intensely familiar with the events and the proceedings of this litigation, and know that only complaints alleging a legally cognizable injury and a valid claim to relief are sufficient. The litigation needs to be resolved, not kept open by defective pleadings.

SO ORDERED.

Dated:

October 14, 2010
New York, New York



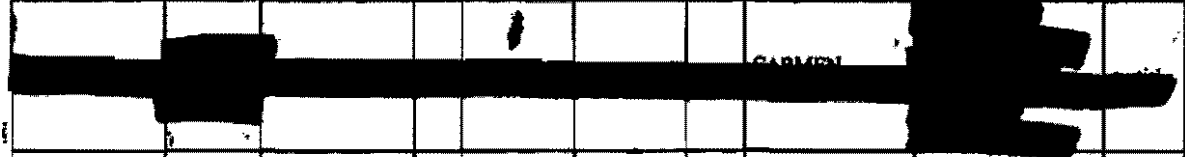
ALVIN K. HELLERSTEIN
United States District Judge

<http://assignments.nysd.circ2.dcn:8080/Assignments/CasesAssigned3.jsp?dtAssigned=09...> 9/21/2010

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	2010-09-							MANUEL	CITY OF NEW	

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1:2010CV06852	2010-09-13 13:50:29	21MC100		N	Unassigned	Unassigned	360	LOUISE EGBERT JOHNSON	THE CITY OF NY	lapsleyc
1:2010CV06853	2010-09-13 13:50:49	21MC100		N	Unassigned	Unassigned	360	MICHAEL GOLDEN	THE CITY OF NY	lapsleyc
1:2010CV06854	2010-09-13 13:51:15	21MC100		N	Unassigned	Unassigned	360	WALTER GOODENOUGH	THE CITY OF NY	lapsleyc
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1:2010CV06856	2010-09-13 13:52:18	21MC100		N	Unassigned	Unassigned	360	MARK GROBLEWSKI	THE CITY OF NY	lapsleyc
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1:2010CV06860	2010-09-13 14:32:27	21MC102		N	Unassigned	Unassigned	360	VLADIMIR AKOULOV	160 WATER ST, INC.	curtiel
1:2010CV06861	2010-09-13 14:32:56	21MC102		N	Unassigned	Unassigned	360	ALLEN GARNER	ABATEMENT PROFESSIONALS	curtiel
1:2010CV06862	2010-09-13 14:33:26	21MC102		N	Unassigned	Unassigned	360	ANTONI LELEK	ABATEMENT PROFESSIONALS	curtiel
1:2010CV06863	2010-09-13 14:34:16	21MC102		N	Unassigned	Unassigned	360	ANTONI LSOMIRSKI	25 BROADWAY OFFICE PROPERTIES, LLC	curtiel
1:2010CV06864	2010-09-13 14:35:00	21MC102		N	Unassigned	Unassigned	360	YAROSLAV OUGLYK	11 C R E 9 WEST STREET, LLC	curtiel
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Total cases: 61

<http://assignments.nysd.circ2.dcn:8080/Assignments/CasesAssigned3.jsp?dtAssigned=09...> 9/21/2010

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1:2010CV06902	2010-09-14 12:14:59	21MC103 ✓	N	Unassigned	Unassigned	360	ALONSO ESPINOZA	THE CITY OF NY	lapaleyc
1:2010CV06903	2010-09-14 12:16:13	21MC103 ✓	N	Unassigned	Unassigned	360	JOZEF GALAZKA	THE CITY OF NY	lapaleyc
1:2010CV06906	2010-09-14 12:25:48	21MC103 ✓	N	Unassigned	Unassigned	360	ZBIGNIEW KACPERSKI	THE CITY OF NY	lapaleyc
1:2010CV06907	2010-09-14 12:26:53	21MC103 ✓	N	Unassigned	Unassigned	360	CARLOS CARDENAS	THE CITY OF NY	lapaleyc
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1:2010CV06911	2010-09-14 12:31:02	21MC100 ✓	N	Unassigned	Unassigned	360	LOUIS DUCLERC	THE CITY OF NY	lapaleyc
1:2010CV06912	2010-09-14 12:32:13	21MC100 ✓	N	Unassigned	Unassigned	360	CHERYL WHITE	THE CITY OF NY	lapaleyc
1:2010CV06913	2010-09-14 12:33:31	21MC100 ✓	N	Unassigned	Unassigned	360	KEVIN FOGARTY	THE CITY OF NY	lapaleyc
1:2010CV06914	2010-09-14 12:34:55	21MC100 ✓	N	Unassigned	Unassigned	360	FAIN MCKINNEY	THE CITY OF NY	lapaleyc
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1:2010CV06917	2010-09-14 12:38:44	21MC100	X	N	Unassigned	Unassigned	360	JESUS PORTILLA	THE CITY OF NY	lapaleyc
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Total cases: 155


[illegible]

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1:2010CV06960	2010-09-15 09:16:27	21MC102	N	Unassigned	Unassigned	360	ELVIS ESPEJO, ETAL	BATTERY PARK CITY AUTHORITY	dosaj
1:2010CV06961	2010-09-15 09:17:02	21MC102	N	Unassigned	Unassigned	360	FREDDY PINZA	NYC INDUSTRIAL DEVELOPMENT AGENCY	dosaj
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1:2010CV06979	2010-09-15 09:57:34	21MC100		N	Unassigned	Unassigned	360	ELIZABETH BROKERICK	A RUSSO WRECKING, ET AL	curtial
1:2010CV06980	2010-09-15 09:59:09	21MC100	↓	N	Unassigned	Unassigned	360	FRANKIE ALVAREZ	A RUSSO WRECKING ET AL	curtial
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	2010-09-							RANDY I.	A RUSSO	

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1:2010CV06997	2010-09-15 10:54:00	21MC100	N	Unassigned	Unassigned	360	RYAN PANNING	A RUSSO WRECKING	curial
1:2010CV06998	2010-09-15 10:54:20	21MC100	N	Unassigned	Unassigned	360	PETER SCARLATOS	A RUSSO WRECKING	curial
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	2010-09-							THE CITY OF NEW	

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1:2010CV07075	2010-09-15 12:54:57	21MC100 ✓	N	Unassigned	Unassigned	360	MARK BLAHA	THE CITY OF NEW YORK	curial
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1:2010CV07082	2010-09-15 14:49:49	21MC100 ✓	N	Unassigned	Unassigned	360	MOISEY LERNER	THE CITY OF NEW YORK	curial
1:2010CV07083	2010-09-15 14:54:25	21MC100 ✓	N	Unassigned	Unassigned	360	GEORGE NAFARH	THE CITY OF NEW YORK	curial
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1:2010CV07086	2010-09-15 15:19:49	21MC100 ✓	N	Unassigned	Unassigned	360	FRANK SOMMA	THE CITY OF NEW YORK	curial
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Total cases: 42

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Case 1:21-mc-00102-AKH Document 4254-3 Filed 03/02/12 Page 23 of 27
 Cases Assigned Case 1:21-mc-00102-AKH Document 3877 Filed 10/14/10 Page 22 of 26 Page 2 of 3

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1:2010CV07113	2010-09-16 12:47:53	21MC100 ✓	N	Unassigned	Unassigned	360	SALVATORE ROMANO	THE CITY OF NEW YORK	curtial
1:2010CV07114	2010-09-16 12:50:16	21MC102 ✓	N	Unassigned	Unassigned	360	VINCENT NAPOLITANO	BATTERY PARK CITY AUTHORITY	curtial
1:2010CV07115	2010-09-16 14:00:11	21MC100 ✓	N	Unassigned	Unassigned	360	HERMAN BROWN	THE CITY OF NEW YORK	lapseyc
1:2010CV07116	2010-09-16 14:04:22	21MC100 ✓	N	Unassigned	Unassigned	360	ROBERT SCHMIDT	THE CITY OF NEW YORK	curtial
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1:2010CV07128	16 16:00:41	21MC100 K	N	Unassigned	Unassigned	360	MALERBA	NEW YORK	curtis
1:2010CV07129	2010-09-16 16:02:39	21MC100 K	N	Unassigned	Unassigned	360	JOHN MARANO	THE CITY OF NEW YORK	curtis
1:2010CV07130	2010-09-16 16:11:09	0:2009CV08969	N	Unassigned	Unassigned	190	V CARS LLC	PERITO SECURITIES ASA	lapeleye
1:2010CV07132	2010-09-16 16:39:06	21MC100 K	N	Unassigned	Unassigned	360	WILLIAM G. NELSON	THE CITY OF NY	lapeleye
1:2010CV07133	2010-09-16 16:41:48	21MC100 K	N	Unassigned	Unassigned	360	LOUIS MASSA	THE CITY OF NEW YORK	curtis
1:2010CV07134	2010-09-16 16:44:52	21MC100 K	N	Unassigned	Unassigned	360	ANTONIO R. SOEIRA	THE CITY OF NY	lapeleye
1:2010CV07135	2010-09-16 16:53:58	21MC100 K	N	Unassigned	Unassigned	360	SAMANTHA ARTHUR	CITY OF NEW YORK	curtis
1:2010CV07136	2010-09-16 16:55:35	21MC100 K	N	Unassigned	Unassigned	360	PETER STEFFEN	CITY OF NY	lapeleye

Cases Assigned On 09/17/2010

Total cases: 78

Docket No.	Assigned	Related	Pro Se	District	Magistrate	NOS	Plaintiff	Defendant	Clerk
1:2010CV07140	2010-09-17 10:22:41	21MC100 K	N	Unassigned	Unassigned	360	HERMINIO RODRIGUEZ	THE CITY OF NEW YORK	lapaleyc
1:2010CV07141	2010-09-17 10:23:30	21MC100 K	N	Unassigned	Unassigned	360	LOUIS SCHERIFF	THE CITY NEW YORK	lapaleyc
1:2010CV07142	2010-09-17 10:24:00	21MC100 K	N	Unassigned	Unassigned	360	JOHN STARACE	THE CITY OF NY	lapaleyc
1:2010CV07143	2010-09-17 10:24:21	21MC100 K	N	Unassigned	Unassigned	360	RONALD SVEC	THE CITY OF NY	lapaleyc
1:2010CV07144	2010-09-17 10:24:55	21MC100 K	N	Unassigned	Unassigned	360	KERRY WALSH	THE CITY OF NY	lapaleyc
1:2010CV07145	2010-09-17 10:25:29	21MC100 K	N	Unassigned	Unassigned	360	ANDREW WALTERS	THE CITY OF NEW YORK	lapaleyc
1:2010CV07146	2010-09-17 10:25:58	21MC100 K	N	Unassigned	Unassigned	360	GREGORY WARNOCK	THE CITY OF NEW YORK	lapaleyc
1:2010CV07147	2010-09-17 10:26:18	21MC100 K	N	Unassigned	Unassigned	360	JOHN KING	THE CITY OF NY	lapaleyc
1:2010CV07148	2010-09-17 10:26:40	21MC100 K	N	Unassigned	Unassigned	360	LARRY KREPELA	THE CITY OF NY	lapaleyc
1:2010CV07149	2010-09-17 10:27:03	21MC100 K	N	Unassigned	Unassigned	360	KENNETH LAVIN	THE CITY OF NY	lapaleyc
1:2010CV07150	2010-09-17 10:27:29	21MC100 K	N	Unassigned	Unassigned	360	FREDERICK LAWRENCE	THE CITY OF NY	lapaleyc
1:2010CV07151	2010-09-17 10:28:31	21MC100 K	N	Unassigned	Unassigned	360	RICHARD LENGEFELD	THE CITY OF NY	lapaleyc
1:2010CV07152	2010-09-17 10:30:15	21MC100 K	N	Unassigned	Unassigned	360	ORLANDO DAVILA	THE CITY OF NY	lapaleyc
1:2010CV07153	2010-09-17 10:30:48	21MC100 K	N	Unassigned	Unassigned	360	JOSEPH DITTA	THE CITY OF NY	lapaleyc
1:2010CV07154	2010-09-17 10:31:28	21MC100 K	N	Unassigned	Unassigned	360	ADOLFO LOPEZ	100 CHURCH LLC ETAL	lapaleyc
1:2010CV07155	2010-09-17	21MC100 K	N	Unassigned	Unassigned	360	FRANK LOSAURO	THE CITY OF NEW YORK	lapaleyc

	10:32:10								
1:2010CV07156	2010-09-17 10:32:55	21MC100 ✓	N	Unassigned	Unassigned	360	EDWARD MATTERA	THE CITY OF NY	lapeleyc
1:2010CV07157	2010-09-17 10:33:25	21MC100 ✓	N	Unassigned	Unassigned	360	EUGENE MCKEON	THE CITY OF NY	lapeleyc
1:2010CV07158	2010-09-17 10:33:47	21MC100 ✓	N	Unassigned	Unassigned	360	SILVIA MORALES	THE CITY OF NY	lapeleyc
1:2010CV07159	2010-09-17 10:36:59	21MC100 ✓	N	Unassigned	Unassigned	360	JAMES HARTEN	THE CITY OF NY	lapeleyc
1:2010CV07161	2010-09-17 10:46:28	21MC100 ✓	N	Unassigned	Unassigned	360	MICHAEL HAYES	THE CITY OF NY	lapeleyc
1:2010CV07162	2010-09-17 10:47:10	21MC100 ✓	N	Unassigned	Unassigned	360	RAYMOND WINBERRY	THE CITY OF NY	lapeleyc
1:2010CV07163	2010-09-17 10:48:35	21MC100 ✓	N	Unassigned	Unassigned	360	PATRICK WELCH	THE CITY OF NY	lapeleyc
1:2010CV07164	2010-09-17 10:49:25	21MC100 ✓	N	Unassigned	Unassigned	360	SCOTT JOHNSON	THE CITY OF NY	lapeleyc
1:2010CV07165	2010-09-17 10:50:08	21MC100 ✓	N	Unassigned	Unassigned	360	JOHN KELLETT	THE CITY OF NY	lapeleyc
1:2010CV07166	2010-09-17 10:50:50	21MC100 ✓	N	Unassigned	Unassigned	360	JAMES KIELTY	THE CITY OF NY	lapeleyc
1:2010CV07167	2010-09-17 10:51:13	21MC100 ✓	N	Unassigned	Unassigned	360	ROBERT COPPOLA	THE CITY OF NY	lapeleyc
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1:2010CV07169	2010-09-17 10:52:15	21MC100 ✓	N	Unassigned	Unassigned	360	JAMES COSTANZA	THE CITY OF NEW YORK	lapeleyc
1:2010CV07170	2010-09-17 10:53:01	21MC100 ✓	N	Unassigned	Unassigned	360	MICHEAL COSTANZA	THE CITY OF NY	lapeleyc
1:2010CV07171	2010-09-17 10:57:29	21MC100 ✓	N	Unassigned	Unassigned	360	PHILIP DAVEY	THE CITY OF NY	lapeleyc
1:2010CV07172	2010-09-17 10:58:14	21MC100 ✓	N	Unassigned	Unassigned	360	MARTIN AUER	THE CITY OF NY	lapeleyc
1:2010CV07173	2010-09-17 10:59:14	21MC0 ✓	N	Unassigned	Unassigned	360	CHARLES BERNARDI	THE CITY OF NEW YORK	lapeleyc
1:2010CV07174	2010-09-17 11:00:02	21MC100 ✓	N	Unassigned	Unassigned	360	ROBERT PAV	THE CITY OF NEW YORK	cardal
1:2010CV07175	2010-09-17 11:00:09	21MC100 ✓	N	Unassigned	Unassigned	360	JAMES BURGHARDT	THE CITY OF NY	lapeleyc

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